



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

MAILED

JUL 13 2010

OFFICE OF PETITIONS

Medlin & Carroll LLP
101 Howard Street Suite 350
San Francisco CA 94105

In re Patent No. 7,696,148	:	
Issue Date: April 13, 2010	:	
Application No. 09/291,656	:	DECISION ON PETITION
Filed: March 3, 1999	:	
Attorney Docket No. UM-03662	:	

This is a decision on the Request For Certificate Of Correction Of Patent For Applicants Mistake (37 CFR §1.323), filed May 27, 2010, which is being treated as a Petition Under 37 CFR 3.81(b) to identify "The Regents Of The University Of Michigan" as the correct assignee to the Title Page of the Patent via a Certificate of Correction.

The petition is **DISMISSED**.

Petitioner urges that the present Petition was submitted to identify "The Regents Of The University Of Michigan, Ann Arbor, MI (US)" on the previously submitted PTOL-85B and that such error was inadvertent.

37 CFR 3.81(b), effective June 25, 2004, reads:

After payment of the issue fee: Any request for issuance of an application in the name of the assignee submitted after the date of payment of the issue fee, and any request for a patent to be corrected to state the name of the assignee, must state that the assignment was submitted for recordation as set forth in § 3.11 **before issuance of the patent**, and must include a request for a certificate of correction under § 1.323 of this chapter (accompanied by the fee set forth in § 1.20(a) and the processing fee set forth in § 1.17(i) of this chapter [emphasis added]. *See also* MPEP 1481.01.

A review of United States Patent and Trademark Office (USPTO) records reveals that assignment documents were recorded at Reel: 012665, Frame: 0809 on March 12, 2002. A recordation cover sheet (Reel: 012665/Frame: 0809) identifies inventor The Regents of the University of Michigan as the conveying party and Virocell Inc. as the receiving party. As such, the instant petition cannot be granted.

However, the requisite \$130.00 processing fee (Fee Code 1464), as set forth under 37 CFR 1.17(i), was accompanied deposit account authorization to charge any required fees. As such, the fee has been charged as authorized.

Inquiries related this communication should be directed to the undersigned at (571) 272-3213.

A handwritten signature in cursive script, reading "Cheryl Gibson-Baylor".

Cheryl Gibson-Baylor
Petitions Examiner
Office of Petitions